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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

SHAHID KHAN,

Plaintiff,

v.

EMILIO T. GONZALEZ, Director,
 United States Citizenship and Immigration
 Services,

Defendant.

No. C 07-2283 SC

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them. Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiff's request that this Court compel defendant to adjudicate the application for adjustment of status. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and that they be excused from

1 participating in the ADR phone conference and any further formal ADR process

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3 Date: July 30, 2007

Respectfully submitted,

4 SCOTT N. SCHOOLS
United States Attorney

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6 /s/
EDWARD A. OLSEN
7 Assistant United States Attorney
Attorneys for Defendant

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10 Date: July 30, 2007

/s/
JONATHAN M. KAUFMAN
11 Attorney for Plaintiff

12 **ORDER**

13 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the
14 ADR Multi-Option Program and are excused from participating in the ADR phone conference and
15 any further formal ADR process.

16 **SO ORDERED.**

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18 Date: 8/1/07

